



State of Wisconsin
2011 - 2012 LEGISLATURE



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**ASSEMBLY AMENDMENT 4,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2011 ASSEMBLY BILL 40**

June 14, 2011 – Offered by Representatives POPE-ROBERTS, CLARK, SINICKI,
JORGENSEN, HEBL, D. CULLEN, SEIDEL, ROYS and YOUNG.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 128, line 18: after that line insert:

3 “(em) Literacy initiative GPR A 600,000 600,000”.

4 **2.** Page 130, line 7: delete “, Racine, and Green Bay”.

5 **3.** Page 130, line 8: delete “programs” and substitute “program”.

6 **4.** Page 131, line 2: increase the dollar amount for fiscal year 2012–13 by
7 \$1,247,100,000 to increase funding for the purposes for which the appropriation is
8 made.

9 **5.** Page 131, line 5: delete that line.

1 20.255 (1) (em) *Literacy initiative*. The amounts in the schedule for the costs
2 to develop and implement a program to assess and improve literacy in elementary
3 school children under 2011 Wisconsin Act (this act), section 9137 (2i).”.

4 **16.** Page 314, line 10: delete lines 10 to 18.

5 **17.** Page 315, line 1: after that line insert:

6 “**SECTION 524m.** 20.255 (2) (ac) of the statutes is amended to read:

7 20.255 (2) (ac) *General equalization aids*. The amounts in the schedule for the
8 payment of educational aids under ss. 121.08, 121.09, 121.095, 121.105, ~~121.137~~ and
9 subch. VI of ch. 121.”.

10 **18.** Page 315, line 2: delete lines 2 to 5.

11 **19.** Page 315, line 9: after that line insert:

12 “**SECTION 526m.** 20.255 (2) (bf) of the statutes is created to read:

13 20.255 (2) (bf) *Hold harmless aid*. The amounts in the schedule for hold
14 harmless aid to school districts under s. 121.10.”.

15 **20.** Page 315, line 18: delete the material beginning with that line and ending
16 with page 316, line 3.

17 **21.** Page 316, line 5: delete that line.

18 **22.** Page 359, line 1: delete lines 1 to 4.

19 **23.** Page 392, line 4: delete lines 4 to 11.

20 **24.** Page 493, line 24: delete the material beginning with that line and ending
21 with page 494, line 12.

22 **25.** Page 894, line 16: after that line insert:

23 “**SECTION 2195Ld.** 79.10 (4) of the statutes is amended to read:

1 79.10 (4) SCHOOL LEVY TAX CREDIT. Except as provided in sub. (5m), the amounts
2 appropriated under s. 20.835 (3) (b) and (qb) shall be distributed to municipalities
3 in proportion to their share of the sum of average school tax levies for all
4 municipalities. No municipality shall receive a payment under this subsection after
5 2011.

6 **SECTION 2195Lh.** 79.10 (5m) of the statutes is amended to read:

7 79.10 (5m) FIRST DOLLAR CREDIT. Each municipality shall receive, from the
8 appropriation under s. 20.835 (3) (b), an amount determined by multiplying the
9 school tax rate by the estimated fair market value, not exceeding the value
10 determined under sub. (11) (d), of every parcel of real property with improvements
11 that is located in the municipality. No municipality shall receive a payment under
12 this subsection after 2011.

13 **SECTION 2195Lp.** 79.14 of the statutes is amended to read:

14 **79.14 School levy tax credit.** The appropriation under s. 20.835 (3) (b), for
15 the payments under s. 79.10 (4), is \$319,305,000 in 1994, 1995, and 1996;
16 \$469,305,000 beginning in 1997 and ending in 2006; \$593,050,000 in 2007;
17 \$672,400,000 in 2008; \$747,400,000 in 2009; and \$732,550,000 in 2010 and ~~in each~~
18 ~~year thereafter~~ 2011.

19 **SECTION 2195Lt.** 79.15 of the statutes is amended to read:

20 **79.15 Improvements credit.** The total amount paid each year to
21 municipalities from the appropriation account under s. 20.835 (3) (b) for the
22 payments under s. 79.10 (5m) is \$75,000,000 in 2009, \$145,000,000 in 2010, and
23 \$150,000,000 in 2011 ~~and in each year thereafter.~~”.

24 **26.** Page 987, line 18: delete lines 18 to 24.

- 1 **27.** Page 991, line 13: delete that line.
- 2 **28.** Page 994, line 6: delete lines 6 to 21.
- 3 **29.** Page 995, line 8: delete the material beginning with that line and ending
4 with page 997, line 24.
- 5 **30.** Page 998, line 12: delete the material beginning with that line and ending
6 with page 1000, line 22.
- 7 **31.** Page 1000, line 23: delete lines 23 to 25.
- 8 **32.** Page 1001, line 1: delete lines 1 to 5.
- 9 **33.** Page 1001, line 23: delete lines 23 and 24 and substitute:
10 “**SECTION 2501m.** 118.40 (2r) (e) 1. c. of the statutes is renumbered 118.40 (2r)
11 (e) 3m.”.
- 12 **34.** Page 1002, line 1: delete lines 1 to 5.
- 13 **35.** Page 1002, line 18: delete that line.
- 14 **36.** Page 1005, line 9: delete the material beginning with that line and ending
15 with page 1045, line 18.
- 16 **37.** Page 1046, line 4: delete the material beginning with that line and ending
17 with page 1051, line 11.
- 18 **38.** Page 1051, line 12: delete lines 12 to 18.
- 19 **39.** Page 1051, line 19: delete the material beginning with that line and
20 ending with page 1052, line 2.
- 21 **40.** Page 1052, line 3: delete lines 3 to 25.
- 22 **41.** Page 1053, line 1: delete lines 1 to 9.

1 **42.** Page 1053, line 13: delete lines 13 to 15 and substitute “superintendent
2 shall pay to the parent or guardian of each pupil enrolled in a private school under
3 this section, in the manner”.

4 **43.** Page 1053, line 25: delete that line.

5 **44.** Page 1054, line 1: delete lines 1 to 16.

6 **45.** Page 1054, line 16: after that line insert:

7 “**SECTION 2544wm.** 119.23 (7) (ar) of the statutes is created to read:

8 119.23 (7) (ar) Each private school participating in the program under this
9 section shall establish a policy for hiring teachers under which the private school
10 shall require each applicant to submit to a criminal background check. The policy
11 adopted by the private school shall also require each applicant to submit information
12 about the applicant’s educational and teaching experience and other related work
13 experience. The private school shall submit the hiring policy to the department, and
14 the department shall publish the policy on the department’s Internet site.”.

15 **46.** Page 1054, line 17: delete that line.

16 **47.** Page 1054, line 18: delete the material beginning with that line and
17 ending with page 1055, line 5.

18 **48.** Page 1055, line 6: delete lines 6 to 14.

19 **49.** Page 1055, line 15: delete lines 15 to 18.

20 **50.** Page 1055, line 18: after that line insert:

21 “**SECTION 2549t.** 119.23 (10) (a) 6. of the statutes is amended to read:

22 119.23 (10) (a) 6. Failed to comply with the requirements under sub. (7) (ar),
23 (b), or (c).”.

1 **51.** Page 1055, line 19: delete lines 19 to 22.

2 **52.** Page 1056, line 1: delete the material beginning with “The” and ending
3 with “Accountants.” on line 3.

4 **53.** Page 1056, line 10: after that line insert:

5 “**SECTION 2552m.** 119.46 (1) of the statutes, as affected by 2011 Wisconsin Act
6 17, is amended to read:

7 119.46 (1) As part of the budget transmitted annually to the common council
8 under s. 119.16 (8) (b), the board shall report the amount of money required for the
9 ensuing school year to operate all public schools in the city under this chapter, to
10 repair and keep in order school buildings and equipment, to make material
11 improvements to school property, and to purchase necessary additions to school sites.
12 The report shall specify the amount of net proceeds from the sale or lease of
13 city-owned property used for school purposes deposited in the immediately
14 preceding school year into the school operations fund as specified under s. 119.60
15 (2m) (c). The amount included in the report for the purpose of supporting the
16 Milwaukee Parental Choice Program under s. 119.23 shall be reduced by the amount
17 of aid received by the board under s. 121.136 ~~and by the amount specified in the~~
18 ~~notice received by the board under s. 121.137 (2).~~ The common council shall levy and
19 collect a tax upon all the property subject to taxation in the city, which shall be equal
20 to the amount of money required by the board for the purposes set forth in this
21 subsection, at the same time and in the same manner as other taxes are levied and
22 collected. Such taxes shall be in addition to all other taxes which the city is
23 authorized to levy. The taxes so levied and collected, any other funds provided by law
24 and placed at the disposal of the city for the same purposes, and the moneys deposited

1 in the school operations fund under s. 119.60 (1), (2m) (c), and (5), shall constitute
2 the school operations fund.”.

3 **54.** Page 1057, line 7: delete the material beginning with that line and ending
4 with page 1058, line 11, and substitute:

5 “**SECTION 2559m.** 121.004 (7) (a) of the statutes is amended to read:

6 121.004 (7) (a) “Pupils enrolled” is the total number of pupils, as expressed by
7 official enrollments, in all schools of the school district, except as provided in pars.
8 (b) to ~~(f)~~ (g). If such total contains a fraction, it shall be expressed as the nearest whole
9 number. The same method shall be used in computing the number of pupils enrolled
10 for resident pupils, nonresident pupils or both.

11 **SECTION 2561m.** 121.004 (7) (g) of the statutes is created to read:

12 121.004 (7) (g) A pupil who is eligible for a free or reduced-price lunch under
13 42 USC 1758 (b) shall be counted as 1.2 pupils.

14 **SECTION 2570g.** 121.07 (6) (d) of the statutes is amended to read:

15 121.07 (6) (d) The “secondary ceiling cost per member” in the ~~2001-02~~ 2012-13
16 school year and in each school year thereafter is an amount determined by dividing
17 the state total shared cost in the previous school year by the state total membership
18 in the previous school year ~~and multiplying the result by 0.90.~~

19 **SECTION 2570r.** 121.08 (2) of the statutes is amended to read:

20 121.08 (2) The aid computed under sub. (1) shall be reduced by the sum of the
21 amount by which the school district equalized valuation exceeds the secondary
22 guaranteed valuation, multiplied by the secondary required levy rate, and the
23 amount by which the school district equalized valuation exceeds the tertiary
24 guaranteed valuation, multiplied by the tertiary required levy rate. In no case may

1 the aid under this section be less than ~~the~~ an amount under sub. (1) (a) equal to
2 \$3,000 multiplied by the school district's membership.

3 **SECTION 2571b.** 121.08 (4) (b) of the statutes is repealed and recreated to read:

4 121.08 (4) (b) The amount of state aid that the school district operating under
5 ch. 119 is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also
6 be reduced by the amount determined by multiplying the sum of the amounts paid
7 under s. 119.23 (4) and (4m) in the current school year by 30 percent.

8 **SECTION 2572f.** 121.10 of the statutes is created to read:

9 **121.10 Hold harmless aid. (1)** In this section, "state aid" means the sum of
10 the following:

11 (a) The payments made to a school district under s. 121.08.

12 (b) The payments that would be made to a school district under s. 121.136 if s.
13 121.136 were still applicable.

14 (c) The amount that would be received by a school district under s. 79.10 (4) and
15 (5m) if s. 79.10 (4) and (5m) was still applicable.

16 **(2) (a)** Except as provided in par. (b), beginning in the 2012-13 school year, if
17 a school district would receive less in equalization aid under s. 121.08 in the current
18 school year before any adjustment is made under s. 121.15 (4) (b) than it would have
19 received in state aid in the current school year, the department shall pay to the school
20 district the amount equal to the difference.

21 (b) If a school district from which territory was detached to create a new school
22 district under s. 117.105 would receive in equalization aid under s. 121.08 in the
23 school year beginning on the first July 1 following the effective date of the
24 reorganization less than the amount determined as follows, the department shall

1 pay to the school district the difference between the former amount and the amount
2 determined as follows:

3 1. Divide the school district's membership in the preceding school year by the
4 school district's membership in the 2nd preceding school year.

5 2. Multiply the amount of state aid that would have been received by the school
6 district in the preceding school year, as adjusted under s. 121.15 (4) (b) in the current
7 school year, by the quotient under subd. 1.

8 **(3)** In the school year in which a school district consolidation takes effect under
9 s. 117.08 or 117.09 and in each of the subsequent 4 school years, if the consolidated
10 school district's equalization aid is less than the aggregate state aid to which the
11 consolidating school districts would have been eligible in the school year prior to the
12 school year in which the consolidation takes effect, the department shall pay the
13 difference to the consolidated school district.

14 **(4)** Additional aid under this section shall be paid from the appropriation under
15 s. 20.255 (2) (bf).

16 **SECTION 2572fm.** 121.105 (2) (am) 1. of the statutes is amended to read:

17 121.105 **(2)** (am) 1. Except as provided in subd. 2., if a school district would
18 receive less in state aid in the current school year before any adjustment is made
19 under s. 121.15 (4) (b) than an amount equal to ~~85%~~ 90 percent of the amount of state
20 aid that it received in the previous school year, as adjusted under s. 121.15 (4) (b) in
21 the current school year, its state aid for the current school year shall be increased to
22 an amount equal to ~~85%~~ 90 percent of the state aid received in the previous school
23 year.

24 **SECTION 2572fr.** 121.105 (2) (am) 2. (intro.) of the statutes is amended to read:

1 121.105 (2) (am) 2. (intro.) If a school district from which territory was detached
2 to create a new school district under s. 117.105 would receive in state aid in the school
3 year beginning on the first July 1 following the effective date of the reorganization
4 less than ~~85~~ 90 percent of the amount determined as follows, its state aid in the school
5 year beginning on the first July 1 following the effective date of the reorganization
6 shall be increased to an amount equal to ~~85~~ 90 percent of the amount determined as
7 follows:

8 **SECTION 2572fs.** 121.136 (3) of the statutes is created to read:

9 121.136 (3) No aid may be paid under this section after June 30, 2012.

10 **SECTION 2572ft.** 121.137 of the statutes is repealed.

11 **SECTION 2572fw.** 121.15 (1m) (a) 3. of the statutes is amended to read:

12 121.15 (1m) (a) 3. ~~Beginning in the 1999-2000 school year, annually~~ Annually
13 the state shall pay to school districts, from the appropriation under s. 20.255 (2) (ac),
14 ~~\$75,000,000~~ \$972,400,000 on the 4th Monday in July of the following school year.

15 **SECTION 2573b.** 121.90 (2) (am) 4. of the statutes is repealed.”.

16 **55.** Page 1060, line 6: substitute “\$150” for “\$50”.

17 **56.** Page 1116, line 7: delete lines 7 to 16.

18 **57.** Page 1147, line 5: delete that line.

19 **58.** Page 1203, line 20: delete lines 20 to 24.

20 **59.** Page 1386, line 21: delete lines 21 to 25.

21 **60.** Page 1402, line 7: delete lines 7 to 14.

22 **61.** Page 1467, line 8: delete lines 8 to 11.

23 **62.** Page 1467, line 11: after that line insert:

